



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Bernard Moss et al. Art Unit : 1645
Serial No. : 10/646,628 Examiner : R. Zeman
Filed : August 22, 2003
Title : MVA EXPRESSING MODIFIED HIV ENVELOPE, GAG, AND POL GENES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

In response to the Notice of Non-Compliant Amendment mailed June 6, 2005 (copy enclosed), and pursuant to 37 CFR §1.121, applicant hereby submits a corrected amendment.

On March 21, 2005, Applicants filed a Preliminary Amendment in the above application. Thru oversight, the "Remarks" section of this Preliminary Amendment did not begin on a new page as required. Therefore, Applicants are re-submitting the Preliminary Amendment with the "Remarks" section of the amendment beginning on a separate page. Otherwise, this Preliminary Amendment is identical to the one filed on March 21, 2005.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit

June 22, 2005

Signature

Carrie A. Gmonte

Typed or Printed Name of Person Signing Certificate

Carrie A. Gmonte

Applicant : Bernard Moss et al.
Serial No. : 10/646,628
Filed : August 22, 2003
Page : 2 of 2

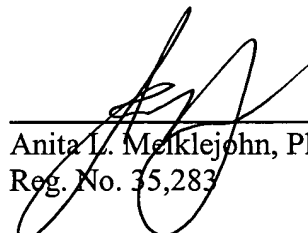
Attorney's Docket No.: 12804-027001

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: _____

21 June 2005



Anita L. Melklejohn, Ph.D.
Reg. No. 35,283

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

21112576.doc



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Bernard Moss et al.

Art Unit : 1645

Serial No. : 10/646,628

Examiner : R. Zeman

Filed : August 22, 2003

Title : MVA EXPRESSING MODIFIED HIV ENVELOPE, GAG, AND POL GENES

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Prior to examination, please amend the application as indicated on the following pages.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

June 22, 2005
Date of Deposit

Carrie A. Lemonte
Signature

Carrie A. Lemonte
Typed or Printed Name of Person Signing Certificate